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Agenda item 165

Financing of the United Nations Mission for Justice Support in Haiti

Report of the Fifth Committee

Rapporteur: Mr. Felipe García Landa (Mexico)

I. Introduction

1. The previous recommendation made by the Fifth Committee to the General Assembly under agenda item 165 is set out in the report of the Committee contained in document A/72/670.

2. The Fifth Committee resumed its consideration of the item at its 40th and 48th meetings, on 15 May and 5 July 2018. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records.[1]

3. For its further consideration of the item, the Committee had before it the following documents:

(a) Report of the Secretary-General on the budget for the United Nations Mission for Justice Support in Haiti for the period from 1 July 2018 to 30 June 2019 (A/72/793);

(b) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/72/789/Add.12).

II. Consideration of draft resolution A/C.5/72/L.37

4. At its 48th meeting, on 5 July, the Committee had before it a draft resolution entitled "Financing of the United Nations Mission for Justice Support in Haiti" (A/C.5/72/L.37), submitted by the Chair of the Committee on the basis of informal consultations coordinated by the representative of Tunisia.

5. At the same meeting, the Committee adopted draft resolution A/C.5/72/L.37 without a vote (see para. 6).

[1] A/C.5/72/SR.40 and A/C.5/72/SR.48.

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III. Recommendation of the Fifth Committee

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the United Nations Mission for Justice Support in Haiti

The General Assembly,

Having considered the report of the Secretary-General on the financing of the United Nations Mission for Justice Support in Haiti[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Recalling Security Council resolution 2350 (2017) of 13 April 2017, by which the Council established the United Nations Mission for Justice Support in Haiti, as a follow-on peacekeeping mission in Haiti, for an initial period of six months from 16 October 2017 until 15 April 2018, and the subsequent resolution 2410 (2018) of 10 April 2018, by which the Council extended the mandate of the Mission until 15 April 2019,

Recalling also its resolution 72/260 of 24 December 2017 on the financing of the Mission,

Reaffirming the general principles underlying the financing of United Nations peacekeeping operations, as stated in its resolutions 1874 (S-IV) of 27 June 1963, 3101 (XXVIII) of 11 December 1973 and 55/235 of 23 December 2000,

Mindful of the fact that it is essential to provide the Mission with the financial resources necessary to enable it to fulfil its responsibilities under the relevant resolutions of the Security Council,

1. *Requests* the Secretary-General to entrust the Head of Mission with the task of formulating future budget proposals in full accordance with the provisions of its resolutions 59/296 of 22 June 2005, 60/266 of 30 June 2006, 61/276 of 29 June 2007, 64/269 of 24 June 2010, 65/289 of 30 June 2011, 66/264 of 21 June 2012, 69/307 of 25 June 2015 and 70/286 of 17 June 2016, as well as other relevant resolutions;

2. *Takes note* of the status of contributions to the United Nations Mission for Justice Support in Haiti as at 30 April 2018, including the contributions outstanding in the amount of 71.1 million United States dollars, representing some 0.9 per cent of the total assessed contributions, notes with concern that only seven Member States have paid their assessed contributions in full, and urges all other Member States, in particular those in arrears, to ensure payment of their outstanding assessed contributions;

3. *Expresses its appreciation* to those Member States that have paid their assessed contributions in full, and urges all other Member States to make every possible effort to ensure payment of their assessed contributions to the Mission in full;

4. *Expresses concern* at the financial situation with regard to peacekeeping activities, in particular as regards the reimbursements to troop contributors that bear

[1] A/72/793.
[2] A/72/789/Add.12.

additional burdens owing to overdue payments by Member States of their assessments;

5. *Emphasizes* that all future and existing peacekeeping missions shall be given equal and non-discriminatory treatment in respect of financial and administrative arrangements;

6. *Also emphasizes* that all peacekeeping missions shall be provided with adequate resources for the effective and efficient discharge of their respective mandates;

7. *Requests* the Secretary-General to ensure that proposed peacekeeping budgets are based on the relevant legislative mandates;

8. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[2] subject to the provisions of the present resolution, and requests the Secretary-General to ensure their full implementation;

9. *Decides* to allocate an amount of 5,641,600 dollars for air operations from the overall resources for the Mission;

10. *Requests* the Secretary-General to ensure the full implementation of the relevant provisions of its resolutions 59/296, 60/266, 61/276, 64/269, 65/289, 66/264, 69/307 and 70/286;

11. *Also requests* the Secretary-General to take all action necessary to ensure that the Mission is administered with a maximum of efficiency and economy;

Budget estimates for the period from 1 July 2018 to 30 June 2019

12. *Decides* to appropriate to the Special Account for the United Nations Mission for Justice Support in Haiti the amount of 129,301,900 dollars for the period from 1 July 2018 to 30 June 2019, inclusive of 121,455,900 dollars for the maintenance of the Mission, 6,268,900 dollars for the support account for peacekeeping operations and 1,577,100 dollars for the United Nations Logistics Base at Brindisi, Italy;

Financing of the appropriation

13. *Decides* to apportion among Member States the amount of 64,650,950 dollars for the period from 1 July to 31 December 2018, in accordance with the levels updated in its resolution 70/246 of 23 December 2015, taking into account the scale of assessments for 2018, as set out in its resolution 70/245 of 23 December 2015;

14. *Also decides* that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraph 13 above, their respective share in the Tax Equalization Fund of 2,450,200 dollars, comprising the estimated staff assessment income of 2,129,300 dollars approved for the Mission, the prorated share of 253,300 dollars of the estimated staff assessment income approved for the support account and the prorated share of 67,600 dollars of the estimated staff assessment income approved for the United Nations Logistics Base;

15. *Further decides* to apportion among Member States the amount of 37,713,060 dollars for the period from 1 January to 15 April 2019, in accordance with the scale of assessments for 2019 and the updated levels;[3]

[3] To be adopted by the General Assembly.

16. *Decides* that, in accordance with the provisions of its resolution 973 (X), there shall be set off against the apportionment among Member States, as provided for in paragraph 15 above, their respective share in the Tax Equalization Fund of 1,429,280 dollars, comprising the estimated staff assessment income of 1,242,090 dollars approved for the Mission, the prorated share of 147,760 dollars of the estimated staff assessment income approved for the support account and the prorated share of 39,430 dollars of the estimated staff assessment income approved for the United Nations Logistics Base;

17. *Also decides* to apportion among Member States the amount of 26,937,890 dollars for the period from 16 April to 30 June 2019, at a monthly rate of 10,775,156 dollars, in accordance with the scale of assessments for 2019 and the updated levels,[3] subject to a decision of the Security Council to extend the mandate of the Mission;

18. *Further decides* that, in accordance with the provisions of its resolution 973 (X), there shall be set off against the apportionment among Member States, as provided for in paragraph 17 above, their respective share in the Tax Equalization Fund of 1,020,920 dollars, comprising the estimated staff assessment income of 887,210 dollars approved for the Mission, the prorated share of 105,540 dollars of the estimated staff assessment income approved for the support account and the prorated share of 28,170 dollars of the estimated staff assessment income approved for the United Nations Logistics Base;

19. *Emphasizes* that no peacekeeping mission shall be financed by borrowing funds from other active peacekeeping missions;

20. *Encourages* the Secretary-General to continue to take additional measures to ensure the safety and security of all personnel participating in the Mission under the auspices of the United Nations, bearing in mind paragraphs 5 and 6 of Security Council resolution 1502 (2003) of 26 August 2003;

21. *Invites* voluntary contributions to the Mission in cash and in the form of services and supplies acceptable to the Secretary-General, to be administered, as appropriate, in accordance with the procedure and practices established by the General Assembly;

22. *Decides* to include in the provisional agenda of its seventy-third session the item entitled "Financing of the United Nations Mission for Justice Support in Haiti".

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Agenda item 163

Financing of the African Union-United Nations Hybrid Operation in Darfur

Report of the Fifth Committee

Rapporteur: Mr. Felipe García Landa (Mexico)

I. Introduction

1. The previous recommendation made by the Fifth Committee to the General Assembly under agenda item 163 is set out in the report of the Committee contained in document A/72/671.

2. The Fifth Committee resumed its consideration of the item at its 40th and 48th meetings, on 15 May and 5 July 2018. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records.[1]

3. For its further consideration of the item, the Committee had before it the following documents:

(a) Report of the Secretary-General on the budget performance of the African Union-United Nations Hybrid Operation in Darfur for the period from 1 July 2016 to 30 June 2017 (A/72/687);

(b) Report of the Secretary-General on the budget for the African Union-United Nations Hybrid Operation in Darfur for the period from 1 July 2018 to 30 June 2019 (A/72/794);

(c) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/72/789/Add.7).

II. Consideration of draft resolution A/C.5/72/L.45

4. At its 48th meeting, on 5 July, the Committee had before it a draft resolution entitled "Financing of the African Union-United Nations Hybrid Operation in Darfur"

[1] A/C.5/72/SR.40 and A/C.5/72/SR.48.

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(A/C.5/72/L.45), submitted by the Chair of the Committee on the basis of informal consultations coordinated by the representative of El Salvador.

5. At the same meeting, the Committee adopted draft resolution A/C.5/72/L.45 without a vote (see para. 6).

III. Recommendation of the Fifth Committee

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the African Union-United Nations Hybrid Operation in Darfur

The General Assembly,

Having considered the reports of the Secretary-General on the financing of the African Union-United Nations Hybrid Operation in Darfur[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Recalling Security Council resolution 1769 (2007) of 31 July 2007, by which the Council established the African Union-United Nations Hybrid Operation in Darfur for an initial period of 12 months from 31 July 2007, and the subsequent resolutions by which the Council extended the mandate of the Operation, the latest of which was resolution 2425 (2018) of 29 June 2018, by which the Council extended the mandate of the Operation until 13 July 2018,

Recalling also its resolution 62/232 A of 22 December 2007 on the financing of the Operation and its subsequent resolutions thereon, the latest of which was resolution 72/259 of 24 December 2017,

Reaffirming the general principles underlying the financing of United Nations peacekeeping operations, as stated in its resolutions 1874 (S-IV) of 27 June 1963, 3101 (XXVIII) of 11 December 1973 and 55/235 of 23 December 2000,

Mindful of the fact that it is essential to provide the Operation with the financial resources necessary to enable it to fulfil its responsibilities under the relevant resolutions of the Security Council,

Noting the hybrid nature of the Operation, and in that regard stressing the importance of ensuring full coordination of efforts between the African Union and the United Nations at the strategic level, unity of command at the operational level and clear delegation of authority and accountability lines,

1. *Requests* the Secretary-General to entrust the Head of Mission with the task of formulating future budget proposals in full accordance with the provisions of its resolutions 59/296 of 22 June 2005, 60/266 of 30 June 2006, 61/276 of 29 June 2007, 64/269 of 24 June 2010, 65/289 of 30 June 2011, 66/264 of 21 June 2012, 69/307 of 25 June 2015 and 70/286 of 17 June 2016, as well as other relevant resolutions;

2. *Takes note* of the status of contributions to the African Union-United Nations Hybrid Operation in Darfur as at 30 April 2018, including the contributions outstanding in the amount of 247.9 million United States dollars, representing some 2 per cent of the total assessed contributions, notes with concern that only 60 Member States have paid their assessed contributions in full, and urges all other Member States, in particular those in arrears, to ensure payment of their outstanding assessed contributions;

3. *Expresses its appreciation* to those Member States that have paid their assessed contributions in full, and urges all other Member States to make every

[1] A/72/687 and A/72/794.
[2] A/72/789/Add.7.

possible effort to ensure payment of their assessed contributions to the Operation in full;

4. *Expresses concern* at the financial situation with regard to peacekeeping activities, in particular as regards the reimbursements to troop contributors that bear additional burdens owing to overdue payments by Member States of their assessments;

5. *Emphasizes* that all future and existing peacekeeping missions shall be given equal and non-discriminatory treatment in respect of financial and administrative arrangements;

6. *Also emphasizes* that all peacekeeping missions shall be provided with adequate resources for the effective and efficient discharge of their respective mandates;

7. *Requests* the Secretary-General to ensure that proposed peacekeeping budgets are based on the relevant legislative mandates;

8. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[2] subject to the provisions of the present resolution, and requests the Secretary-General to ensure their full implementation;

9. *Decides* to allocate an amount of 32,666,800 dollars for air operations from the overall resources for the Operation;

10. *Takes note* of paragraph 24 of the report of the Advisory Committee, and decides to abolish all posts that have been vacant for 24 months or longer and have not been filled by June 2018;

11. *Requests* the Secretary-General to ensure the full implementation of the relevant provisions of its resolutions 59/296, 60/266, 61/276, 64/269, 65/289, 66/264, 69/307 and 70/286;

12. *Also requests* the Secretary-General to take all action necessary to ensure that the Operation is administered with a maximum of efficiency and economy;

Budget performance report for the period from 1 July 2016 to 30 June 2017

13. *Takes note* of the report of the Secretary-General on the budget performance of the Operation for the period from 1 July 2016 to 30 June 2017;[3]

Estimates for the period from 1 July to 31 December 2018

14. *Notes* the upcoming strategic assessment undertaken by the Secretary-General, and requests the Secretary-General to submit at the main part of its seventy-third session a revised budget proposal for 2018/19 reflecting the decisions that may be taken by the Security Council;

15. *Authorizes* the Secretary-General to enter into commitments for the Operation in an amount not exceeding 385,678,500 dollars for the period from 1 July to 31 December 2018;

Financing of the commitment authority

16. *Decides* to apportion among Member States the amount of 26,956,024 dollars for the period from 1 to 13 July 2018, in accordance with the levels updated

[3] A/72/687.

in its resolution 70/246 of 23 December 2015, taking into account the scale of assessments for 2018, as set out in its resolution 70/245 of 23 December 2015;

17. *Also decides* that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraph 16 above, their respective share in the Tax Equalization Fund of 760,046 dollars, representing the estimated staff assessment income approved for the Operation for the period from 1 to 13 July 2018;

18. *Further decides* to apportion among Member States the amount of 358,722,476 dollars for the period from 14 July to 31 December 2018, at a monthly rate of 64,279,750 dollars, in accordance with the levels updated in its resolution 70/246, taking into account the scale of assessments for 2018, as set out in its resolution 70/245, subject to a decision of the Security Council to extend the mandate of the Operation;

19. *Decides* that, in accordance with the provisions of its resolution 973 (X), there shall be set off against the apportionment among Member States, as provided for in paragraph 18 above, their respective share in the Tax Equalization Fund of 10,114,454 dollars, representing the estimated staff assessment income approved for the Operation for the period from 14 July to 31 December 2018;

Estimates for the support account for peacekeeping operations, the United Nations Logistics Base at Brindisi, Italy, and the Regional Service Centre in Entebbe, Uganda, for the period from 1 July 2018 to 30 June 2019

20. *Decides* to appropriate to the Special Account for the African Union-United Nations Hybrid Operation in Darfur the amount of 26,866,900 dollars for the period from 1 July 2018 to 30 June 2019, comprising 19,906,800 dollars for the support account for peacekeeping operations, 5,008,100 dollars for the United Nations Logistics Base at Brindisi, Italy, and 1,952,000 dollars for the Regional Service Centre in Entebbe, Uganda;

Financing of the appropriation

21. *Decides* to apportion among Member States the amount of 938,897 dollars for the period from 1 to 13 July 2018, in accordance with the levels updated in its resolution 70/246, taking into account the scale of assessments for 2018, as set out in its resolution 70/245;

22. *Also decides* that, in accordance with the provisions of its resolution 973 (X), there shall be set off against the apportionment among Member States, as provided for in paragraph 21 above, their respective share in the Tax Equalization Fund of 78,056 dollars, comprising the prorated share of 56,215 dollars of the estimated staff assessment income approved for the support account, the prorated share of 15,006 dollars of the estimated staff assessment income approved for the United Nations Logistics Base and the prorated share of 6,835 dollars of the estimated staff assessment income approved for the Regional Service Centre;

23. *Further decides* to apportion among Member States the amount of 12,494,553 dollars for the period from 14 July to 31 December 2018, at a monthly rate of 2,238,908 dollars, in accordance with the levels updated in its resolution 70/246, taking into account the scale of assessments for 2018, as set out in its resolution 70/245, subject to a decision of the Security Council to extend the mandate of the Operation;

24. *Decides* that, in accordance with the provisions of its resolution 973 (X), there shall be set off against the apportionment among Member States, as provided for in paragraph 23 above, their respective share in the Tax Equalization Fund of

1,038,744 dollars, comprising the prorated share of 748,085 dollars of the estimated staff assessment income approved for the support account, the prorated share of 199,694 dollars of the estimated staff assessment income approved for the United Nations Logistics Base and the prorated share of 90,965 dollars of the estimated staff assessment income approved for the Regional Service Centre;

25. *Also decides* to apportion among Member States the amount of 13,433,450 dollars for the period from 1 January to 30 June 2019, at a monthly rate of 2,238,908 dollars, in accordance with the scale of assessments for 2019 and the updated levels,[4] subject to a decision of the Security Council to extend the mandate of the Operation;

26. *Further decides* that, in accordance with the provisions of its resolution 973 (X), there shall be set off against the apportionment among Member States, as provided for in paragraph 25 above, their respective share in the Tax Equalization Fund of 1,116,800 dollars, comprising the prorated share of 804,300 dollars of the estimated staff assessment income approved for the support account, the prorated share of 214,700 dollars of the estimated staff assessment income approved for the United Nations Logistics Base and the prorated share of 97,800 dollars of the estimated staff assessment income approved for the Regional Service Centre;

27. *Decides* that, for Member States that have fulfilled their financial obligations to the Operation, there shall be set off against their apportionment, as provided for in paragraphs 16 and 18 above, their respective share of the unencumbered balance and other revenue in the amount of 34,096,800 dollars in respect of the financial period ended 30 June 2017, in accordance with the levels updated in its resolution 70/246, taking into account the scale of assessments for 2017, as set out in its resolution 70/245;

28. *Also decides* that, for Member States that have not fulfilled their financial obligations to the Operation, there shall be set off against their outstanding obligations their respective share of the unencumbered balance and other revenue in the amount of 34,096,800 dollars in respect of the financial period ended 30 June 2017, in accordance with the scheme set out in paragraph 27 above;

29. *Further decides* that the decrease of 556,100 dollars in the estimated staff assessment income in respect of the financial period ended 30 June 2017 shall be set off against the credits in the amount of 34,096,800 dollars referred to in paragraphs 27 and 28 above;

30. *Emphasizes* that no peacekeeping mission shall be financed by borrowing funds from other active peacekeeping missions;

31. *Encourages* the Secretary-General to continue to take additional measures to ensure the safety and security of all personnel participating in the Operation under the auspices of the United Nations, bearing in mind paragraphs 5 and 6 of Security Council resolution 1502 (2003) of 26 August 2003;

32. *Invites* voluntary contributions to the Operation in cash and in the form of services and supplies acceptable to the Secretary-General, to be administered, as appropriate, in accordance with the procedure and practices established by the General Assembly;

33. *Decides* to include in the provisional agenda of its seventy-third session the item entitled "Financing of the African Union-United Nations Hybrid Operation in Darfur".

[4] To be adopted by the General Assembly.